

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

JAYME LUEVANO,

Plaintiff,

VS.

EL PASO TEXAS CORRUPTIONS, *et al.*

## Defendants.

Case No. 2:10-cv-00784-GMN-LRL

## ORDER

10 Plaintiff is a state prisoner apparently incarcerated in El Paso, Texas and proceeding *pro*  
11 *se*. Plaintiff seeks relief pursuant to 42 U.S.C. § 1983 and has requested leave to proceed *in forma*  
12 *pauperis* pursuant to 28 U.S.C. § 1915.

24 Pursuant to 28 U.S.C. § 1915(g), plaintiff is precluded from proceeding *in forma pauperis*  
25 in this action unless plaintiff is in imminent danger of serious physical injury. 28 U.S.C. § 1915(g).  
26 While plaintiff's complaint is difficult to decipher, he has not alleged any facts to suggest that he is in

1 imminent danger of serious physical injury. Therefore, plaintiff may not proceed *in forma pauperis* for  
2 any purposes and must submit the appropriate filing fee in order to proceed with this action.  
3 Accordingly, within thirty days of the date of service of this order, plaintiff shall pay the \$350.00 filing  
4 fee. Failure to pay the required filing fee will result in the immediate dismissal of this entire action.

5 **IT IS THEREFORE ORDERED** that the Application to Proceed *In Forma Pauperis*  
6 (docket #1) is **DENIED**.

7 **IT IS FURTHER ORDERED** that this action will be dismissed without prejudice unless  
8 plaintiff pays the \$350.00 filing fee in full within thirty (30) days of entry of this order.

9 **IT FURTHER IS ORDERED** that the Clerk of Court shall send plaintiff two copies of  
10 this order. Plaintiff shall make the necessary arrangements to have one copy of this order attached to  
11 the check paying the filing fee.

12 **IT IS FURTHER ORDERED** that the Clerk of the Court shall retain the complaint.

13 DATED this 17th day of August, 2010.

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16 Gloria M. Navarro  
United States District Judge

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